

REQUIRES MONITORING  
OR STAFF ACTION \_\_\_\_\_

**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u>April 4, 2006</u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u>2004-316-C - - -</u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		_____

**SUBJECT:**

DOCKET NO. 2004-316-C – Petition of BellSouth Telecommunications, Incorporated to Establish Generic Docket to Consider Amendments to Interconnection Agreements Resulting from Changes of Law – Discuss with the Commission a Petition for Clarification Filed by Patrick W. Turner, Esquire, on Behalf of BellSouth Telecommunications, Incorporated.

**COMMISSION ACTION:**

Move that we grant the Petition for Clarification filed by BellSouth. With regard to Issues 4, 5, and 7, I move that we clarify that the wire centers listed on page 41 of Order No. 2006-136 cannot later become impaired absent a change in the binding federal rules. At the time of the issuance of the TRRO, I do not believe the FCC envisioned the scope of merger activity that has occurred since that time that has removed competitors to the Incumbent Local Exchange Carriers, and I hope that these rules will be reviewed by the FCC in its upcoming proceeding on the AT&T-BellSouth merger, but at present, I believe the federal rules require that we find that the wire centers listed cannot later become impaired. Second, with regard to Issues 23 and 28, I move that we adopt BellSouth's new proposed contract language as stated in its Petition for Clarification. I believe that this language accurately reflects the Commission's intent in ruling on these issues.

PRESIDING	<u>Mitchell</u>	Session:	Regular
		Time of Session	<u>2:30 PM</u>

	MOTION	YES	NO	OTHER
CLYBURN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
FLEMING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

APPROVED \_\_\_\_\_  
 APPROVED STC 30 DAYS \_\_\_\_\_  
 ACCEPTED FOR FILING \_\_\_\_\_  
 DENIED \_\_\_\_\_  
 AMENDED \_\_\_\_\_  
 TRANSFERRED \_\_\_\_\_  
 SUSPENDED \_\_\_\_\_  
 CANCELED \_\_\_\_\_  
 SET FOR HEARING \_\_\_\_\_  
 ADVISED \_\_\_\_\_  
 CARRIED OVER \_\_\_\_\_  
 RECORDED BY SCHMIEDING